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FISCAL IMPACT STATEMENT

LS 6692

BILL NUMBER: HB 1266

NOTE PREPARED: Feb 11, 2008

BILL AMENDED: Feb 7, 2008

SUBJECT: Eligibility Criteria for Medicaid Waiver.

FIRST AUTHOR: Rep. Klinker

FIRST SPONSOR: Sen. Riegsecker

BILL STATUS: 2nd Reading - 2nd House

FUNDS AFFECTED: X GENERAL
DEDICATED
X FEDERAL

IMPACT: State

Summary of Legislation: (Amended) This bill requires the Office of Medicaid Policy and Planning (OMPP) to apply to the United States Department of Health and Human Services to amend certain waivers to allow specified individuals to be given priority in receiving services under the waiver.

Effective Date: Upon passage.

Explanation of State Expenditures: The bill would require OMPP to prioritize individuals in certain situations to receive home and community-based services within the Medicaid waivers operated by the Division of Disability and Rehabilitative Services.

The waiver application process is not without opportunity costs. Waiver applications are generally developed and submitted by the existing staff in OMPP. Applications must be developed and adequately justified. If the Centers for Medicare and Medicaid Services have questions or request additional information, staff must be available to respond within specified time lines or the request is considered expired. This bill requires the OMPP to amend three Medicaid home and community-based services waivers; the Developmental Disabilities waiver, the Support Services waiver, and the Autism waiver.

Background Information: Each year the Division of Disability and Rehabilitative Services (DDARS) reserves a specific number of priority Developmental Disability waiver slots that are available for use by individuals who may not be first on the waiting list, but are in emergency situations that require they receive services immediately. Similar to the provisions of the bill, priority situations included in the current waiver policy manual include death or long-term institutionalization of the primary caregiver, aging out of placements for

juveniles, and loss of certain other placements.

DDARS reports show for the first quarter of FY 2008: 6,004 filled Developmental Disabilities waiver placements with 15,296 individuals on the waiting list; 3,568 filled Support Services waiver placements with 10,386 individuals on the waiting list; and 345 filled Autism waiver placements with 3,542 on the waiting list.

Medicaid is a jointly funded state and federal program. Funding for direct services is reimbursed at approximately 62% by the federal government, while the state share is about 38%. Funding for administrative services is typically shared 50/50.

Explanation of State Revenues: See *Explanation of State Expenditures* regarding federal reimbursement in the Medicaid Program.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: OMPP and DDARS, Family and Social Services Administration.

Local Agencies Affected:

Information Sources: *FSSA Policy Manual for the Home and Community Based Services Waiver for Persons with Development Disabilities*, Revised June 2002, at: <http://www.in.gov/fssa/ddrs/6253.htm>.

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